

RESOLUTION NO. 15-380

A RESOLUTION AMENDING AND SUPPLEMENTING RESOLUTION NO. 15-339 OF THE CITY OF WICHITA, KANSAS WHICH AUTHORIZED THE ISSUANCE OF GENERAL OBLIGATION BONDS TO PAY THE COSTS OF CERTAIN PUBLIC IMPROVEMENTS IN THE CITY.

WHEREAS, the City of Wichita, Kansas (the “City”) is a municipal corporation, duly created, organized and existing under the Constitution and laws of the State; and

WHEREAS, the Governing Body is authorized, pursuant to K.S.A. 13-1024c, as amended by Charter Ordinance No. 156 of the City (the “Act”) to issue general obligation bonds of the City without an election for the purpose of paying for the construction, purchase or improvement of any public improvement, including the land necessary therefore, and for the purpose of rebuilding, adding to or extending the same as the necessities of the City may require and for the purpose of paying for certain personal property therefore; and

WHEREAS, the Governing Body has heretofore by **Resolution No. 15-339** of the City (the “Prior Resolution”), authorized the following described public improvements:

The design, acquisition of right-of-way, relocation of utilities, and construction of the intersection of K-96 and Hoover Road as necessary for a major traffic facility (472-84780)

(the “Project”) and to provide for the payment of all or a portion of the costs thereof by the issuance of general obligation bonds of the City pursuant to the Act.

BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF WICHITA, KANSAS, AS FOLLOWS:

Section 1. Amendment. *Section 1* of the Prior Resolution is hereby amended to read as follows:

Section 1. Amendment. *Section 2* of Resolution No. 15-031 of the City of Wichita, Kansas is hereby amended to read as follows:

SECTION 2. SECTION 2 of Resolution No. 14-042 of the City of Wichita, Kansas is hereby amended to read as follows:

“SECTION 2. SECTION 2 of Resolution No. 09-028 of the City of Wichita, Kansas, is hereby amended to read as follows:

‘SECTION 2. All costs of the design, acquisition of right of way, relocation of utilities and construction of the interchange and related infrastructure improvements which are not paid with Local Sales Tax proceeds, and which are estimated in the amount of \$6,040,000, plus interest on financing and administrative and financing costs, are authorized to be financed with the proceeds of general obligation bonds of the City pursuant to K.S.A. 13-1024c and City of Wichita Charter Ordinance No. 156 (the “Bonds”). The Bonds

may be issued to reimburse expenditures made on or after the date which is 60 days before the date of adoption of Resolution No. 09-028 to the extent of Bonds authorized thereunder and 60 days before the date of adoption of Resolution No. 14-042 to the extent of increased authorization contained therein, and 60 days before the date of adoption of Resolution No. 15-031, to the extent of the increased authority contained therein, all pursuant to Treasury Regulation §1.150-2.”

Section 2. Repealer; Ratification. *Section 1* of the Prior Resolution is hereby repealed; and the rest and remainder thereof is hereby ratified and confirmed.

Section 3. Effective Date. This Resolution shall be in full force and effect from and after its adoption by the Governing Body.

ADOPTED by the City Council of the City of Wichita, Kansas, on December 8, 2015.

(SEAL)

Jeff Longwell, Mayor

ATTEST:

Karen Sublett, City Clerk

APPROVED AS TO FORM:

Jennifer Magaña, City Attorney and Director of Law